

1 BILL NO. R-83-0831

2 RESOLUTION NO. R-

61-83

3 A RESOLUTION of the Common Council
4 of the City of Fort Wayne, Indiana
5 setting forth the policy of the City
6 of Fort Wayne, Indiana in regards to
7 the annexation of the Southtowne Square
8 Annexation Area.

9 WHEREAS, the annexation of territory to the City of Fort Wayne,
10 is a legislative function; and,

11 WHEREAS, the Common Council of the City of Fort Wayne is
12 called upon in the preparation of the City budget to provide for the
13 furnishing of municipal services to the entire City, including newly
14 annexed areas; and,

15 WHEREAS, the Common Council of the City of Fort Wayne has
16 before it an Ordinance for the annexation of the Southtowne Square
17 Annexation Area, more specifically described as follows, to-wit:

18 Commencing at the intersection of the south right-of-way
19 line of Tillman Road with the east line of the west one-half
20 of Section 31, Township 30 North, Range 13 East; thence
21 south on the east line of the west one-half of Section 31,
22 Township 30 North, Range 13 East to its intersection with
23 the south line of the north one-half of the northwest
24 quarter of said Section 31; thence continuing south along
25 said east line of the west one-half of Section 31 a distance
26 of 887 feet to the point of beginning. Beginning at the
27 above described point; thence south along the east line of
28 the west half of Section 31, Township 30 North, Range 13 East
29 to the south right-of-way line of U.S. Highway #27; thence
30 continuing south along said east line a distance of 240 feet;
31 thence south 87 degrees 53 minutes west to the west right-of-way
32 line of South Anthony Boulevard; thence north along the west
right-of-way line of South Anthony Boulevard to a point on the
present City limits line as described in ordinance X-31-69,
said point being 330 feet south of the south line of South
Dellwood Park, Section A; thence north 87 degrees 49 minutes
east along the present City limits line as described in
ordinance X-31-69 a distance of 585 feet; thence north 1 degree
37 minutes west along the present City limits line as described
in ordinance X-31-69 to its intersection with the south line of
the northwest quarter of Section 31; thence east along the south
line of the northwest quarter of Section 31 to its intersection
with the east right-of-way of Old Decatur Road; thence in a
northwesterly direction along the east right-of-way of Old
Decatur Road to its intersection with the south line of the
north one-half of the northwest one quarter of Section 31;
thence east along the south line of the north one-half
of the northwest one quarter of Section 31 to a point
located 339.33 feet west of the east line of the west one-half
of Section 31, Township 30 North, Range 13 East; thence south

1 along the present City limits as described in ordinance X-02-81
2 a distance of 870.8 feet; thence south 87 degrees 16 minutes
3 east a distance of 339.72 feet to the point of beginning,
4 containing 54 acres of land, more or less.

5 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE
6 CITY OF FORT WAYNE, INDIANA:

7 SECTION 1. That in the case of the Southtowne Square Annexation,
8 it is the policy of City of Fort Wayne to follow the provisions of
9 Section 1.1 of Chapter 2 of the Municipal Code of the City of Fort Wayne,
10 Indiana of 1974, as amended, with regards to the provision of non-capital
11 and capital services to the annexation area.

12 SECTION 2. That it is the policy of the City of Fort Wayne
13 to follow the annexation fiscal plan for said described territory, as
14 prepared by the Department of Community Development and Planning, which
15 is attached hereto and incorporated herein.

16 SECTION 3. That said plan sets forth cost estimates of the
17 services to be provided, the methods of financing these services, the plan
18 for the organization and extension of these services, delineates the
19 non-capital improvement services to be provided within one (1) year of
20 annexation, the capital improvement services to be provided within three
21 (3) years of annexation, and the plan for hiring employees of other
22 governmental entities whose jobs will be eliminated by this annexation.

23 SECTION 4. That said plan is hereby approved and adopted by
24 the Common Council of the City of Fort Wayne, Indiana and shall be in full
25 force and effect upon the effective date of the Southtowne Square Annexation
26 Ordinance.

27 
28 COUNCILMEMBER

29 APPROVED AS TO FORM AND LEGALITY

30 
31 BRUCE O. BOXBERGER, CITY ATTORNEY
32

Read the first time in full and on motion by Bradbury, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Annexation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, 19____, at _____ o'clock _____.M., E.S.T.

DATE: 8-5-83 Sandra E. Kennedy
CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Stier, and duly adopted, placed on its passage. PASSED ~~(LOST)~~ by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u>.</u>	<u> </u>	<u> </u>	<u> </u>
<u>BRADBURY</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>EISBART</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>GIAQUINTA</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHOMBURG</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCRUGGS</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>STIER</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: 8-23-83 Sandra E. Kennedy
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ZONING MAP)~~ (GENERAL) ~~(ANNEXATION)~~ (SPECIAL) ~~(APPROPRIATION)~~ ORDINANCE (RESOLUTION) NO. B-61-83 on the 23rd day of August, 19 83.

ATTEST: (SEAL)
Sandra E. Kennedy Ray A. Ebert
CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of August, 19 83, at the hour of 11:30 o'clock PM.M., E.S.T.

Sandra E. Kennedy
CITY CLERK

Approved and signed by me this 26th day of August, 19 83, at the hour of 3:00 o'clock PM.M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR. - MAYOR

BILL NO. R-83-08-31

REPORT OF THE COMMITTEE ON ANNEXATION

WE, YOUR COMMITTEE ON ANNEXATION TO WHOM WAS REFERRED AN
~~ORDINANCE~~ ~~XXXXXXX~~ A RESOLUTION of the Common Council of the City of Fort
Wayne, Indiana setting forth the policy of the City of Fort Wayne,
Indiana in regsrds to the annexation of the Southtowne Square
Annexation Area

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE No PASS.

JANET G. BRADBURY, CHAIRMAN

Janet G. Bradbury

SAMUEL J. TALARICO, VICE CHAIRMAN

Samuel J. Talarico

JAMES S. STIER

James S. Stier

PAUL M. BURNS

Paul M. Burns

DONALD J. SCHMIDT

Concurred 8-23 / Kennedy

ORIGINAL

DIGEST SHEET

Admn. Appr. _____

6383

TITLE OF ORDINANCE Southtowne Square Annexation Resolution OR-8308-31

DEPARTMENT REQUESTING ORDINANCE Community Development & Planning

SYNOPSIS OF ORDINANCE Resolution confirms that the City has developed a
definite policy for providing services to the Southtowne Square Annexation area.
It also clearly links the City's General Annexation Resolution (Section 1.1
of Chapter 2 of the Municipal Code of the City of Fort Wayne of 1974, as amended)
to the Southtowne Square Annexation.

EFFECT OF PASSAGE The City will be more secure in meeting State Annexation Law
requirements.

EFFECT OF NON-PASSAGE The City is less secure in meeting the requirements of
the State Annexation Law.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) To be explained by the Fiscal
Plan to be prepared by CD&P.

ASSIGNED TO COMMITTEE (J.N.) _____